

2152

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Royan H. Bartley et al. : Date: October 12, 2004
Group Art Unit: 2152 : IBM Corporation
Examiner: Unassigned : Intellectual Property Law
Serial No.: 09/892,424 : Dept. 917, Bldg. 006-1
Filed: June 27, 2001 : 3605 Highway 52 North
Title: APPARATUS, METHOD, AND BUSINESS : Rochester, MN 55901
METHOD FOR ENABLING CUSTOMER
ACCESS TO COMPUTER SYSTEM
PERFORMANCE DATA IN EXCHANGE
FOR SHARING THE PERFORMANCE
DATA

RECEIVED

OCT 20 2004

Technology Center 2100

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants request that the information listed on the attached Form PTO/SB/08A be considered by the Office during the pendency of the above entitled application, pursuant to 37 C.F.R. §1.97. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not constitute an admission that any information cited therein is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b). In the interest of full and complete disclosure to the Office, some or all of the art cited herein may not be considered by Applicant(s) or the Undersigned to be material under the new standard of materiality defined in 37 C.F.R. §1.56(b), enacted March 16, 1992, but may be material under the old standard of materiality defined in 37 C.F.R. §1.56(a), last amended on November 28, 1988, or may merely be

Serial No. 09/892,424
Docket No. ROC920000298US1

technical background which may be of interest to the Examiner. In accordance with 37 C.F.R. §1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

To the best knowledge of the undersigned, this Information Disclosure Statement is being filed under 37 C.F.R. §1.97(b)(3) before the mailing of a first Office action on the merits in the present application. Accordingly no filing fee is required.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on

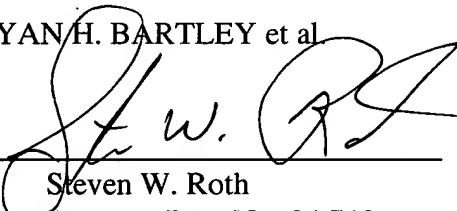
October 12, 2004
(Date of Deposit)

Debra A. Peterson
Debra A. Peterson

Respectfully submitted,

ROYAN H. BARTLEY et al

By


Steven W. Roth
Attorney Reg. No. 34,712

IBM Corporation - Department 917
3605 Highway 52 North
Rochester, Minnesota 55901-7829
Telephone: 1-507-253-1600


**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Sheet 1 of 1

Application Number.: 09/892,424
 Filing Date: June 27, 2001
 First Named Inventor: Royan H. Bartley
 Art Unit: 2152
 Examiner Name: Unassigned
 Attorney Docket Number.: ROC920000298US1

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns or Lines Where Relevant Passages or Figs. Appear
		US - 5,704,031	12-30-1997	Mikami et al.	RECEIVED
		US - 5,845,077	12-01-1998	Fawcett	
		US - 5,930,357	07-27-1999	Fukui	OCT 20 2004
		US - 2001/0029526 A1	10-11-2001	Yokoyama et al.	Technology Center 2100
		US - 6,425,126	07-23-2002	Branson et al.	
		US - 2002/0099812 A1	07-25-2002	Davis et al.	
		US - 2002/0129356 A1	09-12-2002	Hellerstein et al.	
		US - 2002/0188941 A1	12-12-2002	Cicciarelli et al.	
		US - 6,510,463 B1	01-21-2003	Farhat et al.	
		US - 6,714,976 B1	03-30-2004	Wilson et al.	
		US -			

FOREIGN PATENT DOCUMENTS

Examiner Initials	Cite No. ¹	Foreign Patent Document Country ³ - Number ⁴ - Kind Code ⁵ Code	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns or Lines Where Relevant Passages or Figs. Appear	T ⁶

Examiner Signature	Date Considered
--------------------	-----------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3).

⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language translation is attached.